

**DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I declare that:

My residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **METHODS AND APPARATUS FOR TRANSPERICARDIAL LEFT ATRIAL APPENDAGE CLOSURE** the specification of which      is attached hereto or X was filed on MAY 20, 1999 as Application No. 09/315,601 and was amended on                      (if applicable).

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56. I claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

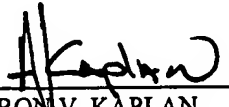
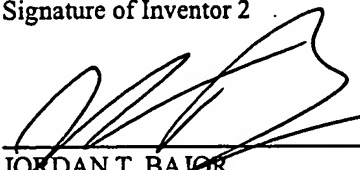
<u>Name</u>	<u>Reg. No.</u>	<u>Name</u>	<u>Reg. No.</u>
Aka, Gary T.	29,038	Heckadon, David R.	Granted Limited Recognition under 37 CFR §10.9(b)
Apple, Randolph T.	36,429		
Barrish, Mark D.	36,443	<i>Heslin, James M.</i>	<i>29,541</i>
Colwell, Robert C.	27,431	Liebeschuetz, Joe	37,505
Dow, Karen B.	29,684	Powers, Margaret A.	39,804 -
Gibby, Darin J.	38,464	Slone, David N.	28,572
Hann, James F.	29,719	Smith, William M.	30,223 -
Haughey, Paul C.	31,836	Storella, John R.	32,994
		Wong, Craig P.	P45,231

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**TOWNSEND and TOWNSEND and CREW LLP**  
**Two Embarcadero Center, 8<sup>th</sup> Floor**  
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Direct Telephone Calls to:  
 (Name, Reg. No., Telephone No.)  
 Name: **James M. Heslin**  
 Reg. No.: **29,541**  
 Telephone: **650-326-2400**

Full Name of Inventor 1:	Last Name: <b>KAPLAN</b>	First Name: <b>AARON</b>	Middle Name or Initial: <b>V.</b>	
Residence & Citizenship:	City: <b>Los Altos</b>	State/Foreign Country: <b>California</b>	Country of Citizenship: <b>United States</b>	
Post Office Address:	Post Office Address: <b>851 Carnation Court</b>	City: <b>Los Altos</b>	State/Country: <b>California</b>	Postal Code: <b>94024</b>
Full Name of Inventor 2:	Last Name: <b>BAJOR</b>	First Name: <b>JORDAN</b>	Middle Name or Initial: <b>T.</b>	
Residence & Citizenship:	City: <b>Palo Alto</b>	State/Foreign Country: <b>California</b>	Country of Citizenship: <b>United States</b>	
Post Office Address:	Post Office Address: <b>1183 Lincoln Avenue</b>	City: <b>Palo Alto</b>	State/Country: <b>California</b>	Postal Code: <b>94301</b>

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature of Inventor 1  AARON V. KAPLAN	Signature of Inventor 2  JORDAN T. BAJOR
Date 5 Aug 99	Date 5 Aug 99

PA 3012794 v1

11/11/99 11:11 AM

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**POWER OF ATTORNEY**

Docket No.

**KAP 102**

Name of Applicant: **Aaron V. Kaplan, M.D.**

Address of Applicant: **851 Carnation Court  
Los Altos, CA 94024  
USA**

Title: **METHODS AND APPARATUS FOR TRANSPERICARDIAL LEFT ATRIAL  
APPENDAGE CLOSURE**

Serial No., if Any: **09/315,601**

Filed: **May 20, 1999**

**TO THE ASSISTANT COMMISSIONER FOR PATENTS**

The Assistant Commissioner for Patents  
Washington, D.C. 20231

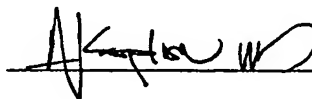
Honorable Sir:  
I hereby appoint:

**John L. Alex, Reg. No. 22,017; Joel H. Bock, Reg. No. 29,045;  
Granger Cook, Jr., Reg. No. 18,283; Eugene M. Cummings, Reg. No. 24,398;  
Stephen B. Heller, Reg. No. 30,181; Edward M. Keating, Reg. No. 20,646;  
Andrew G. Kolomayets, Reg. No. 33,723; David Lesht, Reg. No. 30,472;  
Fred S. Lockwood, Reg. No. 14,772; Daniel C. McEachran, Reg. No. 19,804;  
Gary W. McFarron, Reg. No. 27,357; Michael J. McGee, Reg. No. 43,789;  
William H. Magidson, Reg. No. 19,902; Edward D. Manzo, Reg. No. 28,139;  
Raymond M. Mehler, Reg. No. 26,306; David M. Mundt, Reg. No. 41,207;  
Mark J. Murphy, Reg. No. 34,225; Daniel M. Riess, Reg. No. 24,375**

as principal attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Please direct all future correspondence to:

By:



**Gary W. McFarron  
Cook, Alex, McFarron, Manzo, Cummings  
& Mehler, Ltd.  
200 West Adams Street - Suite 2850  
Chicago, IL 60606  
(312) 236-8500**

Dated:

15 July 01

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**POWER OF ATTORNEY**

Docket No.

**KAP 102**

Name of Applicant: **Jordan T. Bajor**  
Address of Applicant: **1183 Lincoln Avenue**  
**Palo Alto, CA 94301**  
**USA**

Title: **METHODS AND APPARATUS FOR TRANSPERICARDIAL LEFT ATRIAL  
APPENDAGE CLOSURE**

Serial No., if Any: **09/315,601**  
Filed: **May 20, 1999**

**TO THE ASSISTANT COMMISSIONER FOR PATENTS**

The Assistant Commissioner for Patents  
Washington, D.C. 20231

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**Gary W. McFarron**  
**Cook, Alex, McFarron, Manzo, Cummings**  
**& Mehler, Ltd.**  
**200 West Adams Street - Suite 2850**  
**Chicago, IL 60606**  
**(312) 236-8500**

By: 

Dated: 7/25/01

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS**  
**(37 CFR 1.9(f) & 1.27(b)) - INDEPENDENT INVENTOR**

Applicant or Patentee: AARON V. KAPLAN et al.  
 Application or Patent No.: 09/315,601  
 Filed or Issued: MAY 20, 1999  
 Title: METHODS AND APPARATUS FOR TRANSPERICARDIAL LEFT ATRIAL APPENDAGE CLOSURE

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees to the Patent and Trademark Office regarding the invention entitled METHODS AND APPARATUS FOR TRANSPERICARDIAL LEFT ATRIAL APPENDAGE CLOSURE described in:

☐ the specification filed herewith;  
☒ Application No. 09/315,601, filed MAY 20, 1999;  
☐ Patent No. \_\_\_\_\_, issued \_\_\_\_\_.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern that would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed or licensed or am under an obligation under contract or law to assign, grant, convey or license any rights in the invention is listed below:\*

☒ No such person, concern or organization.  
☐ Persons, concerns or organizations listed below.\*

\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

Name: ///  
 Address: \_\_\_\_\_

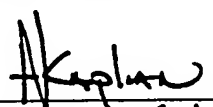
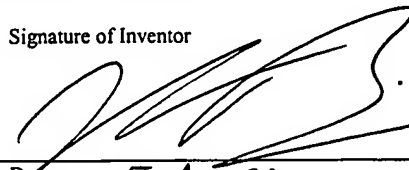
☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

Name: \_\_\_\_\_  
 Address: \_\_\_\_\_

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Name of Inventor <b>AARON V. KAPLAN</b>	Name of Inventor <b>JORDAN T. BAJOR</b>	Name of Inventor
Signature of Inventor 	Signature of Inventor 	Signature of Inventor
Date <u>5 Aug 99</u>	Date <u>5 Aug 99</u>	Date

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